

EXPRESS MAIL MAILING LABEL	
NUMBER	EV 674811594 US
DATE OF DEPOSIT March 22, 2006	

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
ZOU, Yiya

U.S. Appl. No.: 10/540,412

PCT Appl. No. PCT/US03/40893

Intl. Filing Date: 22 December 2003

For: AN EFFICIENT NON-VIRAL  
GENE/DRUG DELIVERY SYSTEM

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: UTSC:756US

**RENEWED PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION**  
**FOR PATENT DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY**  
**UNDER 37 CFR 1.137(B) FILED 24 JUNE 2005**

**Mail Stop PCT**  
Commissioner for Patents  
Office of PCT Legal Administration  
P. O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

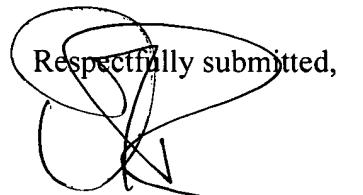
On June 24, 2005, Applicant filed a Petition for Revival of an International Application for Patent Designating the United States Abandoned Unintentionally under 37 C.F.R. § 1.137(b) in the above-referenced international application (the “First Petition”). On February 9, 2006, the Office mailed a Decision dismissing the First Petition due to Applicants failure to pay the national filing fees. Applicant complied with all other requirements for revival of the above-referenced international application, including a statement that the entire delay was unintentional, a statement that no terminal disclaimer was required since the international

application was filed after June 8, 1995, and payment of the \$750.00 petition fee. For the convenience of the Office, Applicant submits herewith a copy of the First Petition is attached as Appendix A.

Pursuant to the statements of the Decision, Applicant submits this Renewed Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b) filed 24 June 2005 (the "Renewed Petition"). Together with this Renewed Petition, Applicant submits a proper reply in the form of a Transmittal Letter to the United States Designated/Elected Office Concerning a Submission Under 35 U.S.C. 371 and the required national filing fees.

Applicant believes that they have now met all the requirements for revival of the above-referenced international application, and such favorable action is respectfully requested.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSC:756US.

Respectfully submitted,  
  
David L. Parker  
Reg. No. 32,165  
Attorney for Applicant

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Date: March 22, 2006

## **Appendix A**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT  
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number  
(Optional)  
UTSC:756US

First Named Inventor: Yiya Zou

International (PCT) Application No.: PCT/US2003/040893

U.S. Application No.:  
(if known)

Filed: December 22, 2003

Title: AN EFFICIENT NON-VIRAL GENE/DRUG DELIVERY SYSTEM

Attention: PCT Legal Staff  
Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

Small entity - fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status.  
See 37 CFR 1.27.

Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

07/01/2006 MKAYPAGH 00000055 10540412

01 FC:2450 2. Proper reply 750.00 OP

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of  
Transmittal to United States Designated/Elected Office Concerning a Filing (identify type of reply):  
under 37 U.S.C. 371

has been filed previously on \_\_\_\_\_.

is enclosed herewith.

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## 3. Terminal disclaimer with disclaimer fee

Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

GINA SHASHMA REG. NO. 45,104

Signature

June 24, 2005

Date

David L. Parker

Typed or Printed Name

32,165

Registration Number, if applicable

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Enclosures:  Response Fee Payment Terminal Disclaimer Other (please identify):  
return postcard

EXPRESS MAIL NO: EV 448718159 US  
MAILING DATE: June 24, 2005